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UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

PERDANA CAPITAL (LABUAN) INC., a Malaysian Corporation,)	CASE NO. CV 09-01479 RS
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER REGARDING DISCOVERY
v.)	DISPUTES
)	
MOHAMMAD AKRAM CHOWDRY, an)	
Individual; HI-TECH VENTURE PARTNERS,)	
LLC, a Delaware Limited Liability Company;)	
HI-TECH ASSOCIATES, LLC, a California)	
Limited Liability Company; and DOES 1-50,)	
)	
Defendants.)	

1 **WHEREAS**, on June 28, 2011 the parties in the above captioned matter filed, in
 2 accordance with Magistrate Judge Joseph C. Spero's Standing Order, a Joint Letter with respect
 3 to several discovery disputes between the parties (Docket # 137);

4 **WHEREAS**, the parties requested in the Joint Letter that the Court defer any action on
 5 the discovery disputes until such time that (i) the parties presented a Stipulation and [Proposed]
 6 Order or (ii) the parties informed the Court that they were unable to reach agreement;

7 **WHEREAS**, the parties have reached agreement with respect to the discovery issues and
 8 disputes addressed in the Joint Letter, as set forth herein;

9 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED** by the
 10 undersigned parties that:

- 11 1. Plaintiff Perdana Capital (Labuan), Inc., ("plaintiff" or "Perdana") shall, within 10
 12 days of the entry of this Stipulation and [Proposed] Order:
 - 13 a. produce all minutes of and presentations to the Kumpulan Modal Perdana
 14 ("KMP") Board of Directors, the Hi-Tech Venture Capital, L.P. ("HTVC")
 15 Board of Limited Partners, the Malaysian Ministry of Finance, the Auditor
 16 General of Malaysia, or any other governmental entity, ministry or
 17 division, that in any way references (i) HTVC, (ii) Hi-Tech Venture
 18 Partners, LLC ("HTVP"), (iii) Hi-Tech Associates, LLC ("HTA"), (iv)
 19 Mohammad Akram Chowdry ("Chowdry"), (v) the transfer of technology
 20 to or the technological development of Malaysia in connection with
 21 HTVC, (vi) the role, function, duties and/or responsibilities of Mohammad
 22 Hazani bin Hassan ("Hazani") and/or Shahril Anwar Yunos ("Shahril")
 23 while working at HTVC, HTVP or HTA, or (vii) the goals of plaintiff or
 24 KMP with respect to any of the foregoing subjects;
 - 25 b. search all KMP and Perdana computers, including those in storage, and
 26 produce all relevant documents and communications, including, without
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1 limitation, all documents or communications that in any way reference (i)
2 HTVC, (ii) HTVP, (iii) HTA, (iv) Chowdry, (v) the transfer of technology
3 to or the technological development of Malaysia in connection with
4 HTVC, (vi) the role, function, duties and/or responsibilities of Hazani
5 and/or Shahril while working at HTVC, HTVP or HTA, or (vii) the goals
6 of plaintiff or KMP with respect to any of the foregoing subjects;

7 c. produce the two corrupted hard drives, as testified to by Hazani and
8 Shahril at their depositions;

9 d. produce the thumb drive onto which Hazani copied the materials stored on
10 the computers used by Hazani while at HTVC, as testified to by Hazani at
11 his deposition;

12 e. produce all communications and documents related to the HTVC email
13 account administered by Yahoo, including, without limitation, the default
14 on the account for lack of payment and the closing of the account;

15 f. produce the SST computer that Shahril took back to Malaysia, as testified
16 to at his deposition;

17 g. produce all documents in Shahril's and Hazani's KMP employment or
18 personnel files, as testified to at their depositions, relating to HTVC or
19 HTVP, including, without limitation, all documents comprising or relating
20 to the "KPI indexes";

21 h. produce all documents and communications related to Tan Sri Datuk Dr.
22 Omar Abdul Rahman's ("Rahman") attempt to take over KMP, as testified
23 to at plaintiff's deposition;

24 i. after the production of all materials identified above, confirm in writing
25 that all such materials have been produced that were locatable after a
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diligent search of all locations at which such materials might plausibly exist, including any computerized files, emails, voice mails, work files, desk files, calendars, and diaries, and any other locations and sources if materials of the type produced might plausibly be expected to be found there; and

j. produce Hazani, Shahril and Dato' Ramli Abbas ("Ramli") for continued depositions at the offices of defendants' counsel on dates convenient for defendants' counsel.

2. Defendant HTVP shall, within 10 days of the entry of this Stipulation and [Proposed] Order, provide further responses to plaintiff's Special Interrogatories Nos. 10 and 11 related to communications with "prospective portfolio companies" with the understanding that the phrase "prospective portfolio companies" shall mean and refer to those companies or individuals from whom defendants received formal presentations and requests for investment;

3. To the extent, if any, that any party fails to comply with the requirements of this Stipulation and ~~[Proposed]~~ Order, a motion to compel such compliance may be filed.

IT IS SO STIPULATED.

DATED: July 19, 2011

LAW OFFICES OF MICHAEL Q. EAGAN

By: /s
Thomas H. Manulkin, Esq.
Attorneys for Defendants Mohammad Akram Chowdry,
Hi-Tech Venture Partners, LLC and Hi-Tech Associates,
LLC

DATED: July 19, 2011

KAUFMAN DOLOWICH VOLUCK & GONZO LLP

By: /s
Joseph Kouri
Attorneys for Plaintiff Perdana Capital (Labuan), Inc.

1 I, Thomas H. Manulkin, of the Law Offices of Michael Q. Eagan, whose ID and
2 password are being used to file this Stipulation, hereby attest, in accordance with General Order
3 45, X(B), that Joseph Kouri of Kaufman Dolowich Voluck & Gonzo, LLP, has concurred in this
4 filing.

5
6 DATED: July 19, 2011

LAW OFFICES OF MICHAEL Q. EAGAN

7 By: _____/s_____

8 Attorneys for Defendants Mohammad Akram Chowdry,
9 Hi-Tech Venture Partners, LLC and Hi-Tech Associates,
10 LLC

11 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

12 Dated: July 25, 2011

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 
16 UNITED STATES MAGISTRATE JUDGE